

14-17. National Priorities List Determinations

1. AUTHORITY. To exercise the Agency's authority pursuant to Sections 105 and 101(41)(C)(i) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended, and to perform other activities necessary for the effective program administration:
 - a. To make determinations under Section 105(h); and
 - b. To make determinations for sites not on the NPL under Section 101(41)(C)(i).
2. TO WHOM DELEGATED.
 - a. The authority in 1.a. above, is delegated to the Director, Superfund Division.
 - b. The authority in 1.b. above, is delegated to the Director, Superfund Division, and to the Chief, Remedial Response Section #2, within the Superfund Division.
3. LIMITATIONS. Before exercising the authority of paragraph 1.b., above, the delegatee must consult with the Chief, Remedial Response Branch #1 in the Superfund Division, or his/her designee. This limitation may be waived by the Chief, Remedial Response Branch #1.
4. RE-DELEGATION AUTHORITY. The authorities contained in this delegation cannot be further re-delegated.
5. ADDITIONAL REFERENCES.
 - a. CERCLA Sections 101(41)(C), 118, and 125(b).
 - b. 40 CFR Part 300, "National Oil and Hazardous Substances Pollution Contingency Plan" (NCP).
 - c. EPA Delegation 1-21, *Federal Register*.
 - d. Executive Order 12580, as amended, January 23, 1987.
 - e. Executive Order 13308, June 20, 2003.